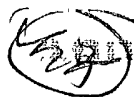




05-17-02



MPB

Express Mail Label No.: EV097553971US
Date of Deposit: May 14, 2002

Atty. Docket No.: 25436/1652 PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Davis, et al.
Serial No.: 10/021,818
Filed: December 13, 2001
Entitled: "Dimeric Fluorescent Polypeptides"

Examiner: Not Yet Assigned

Group Art Unit: 1651

Conf. No.: 5874

Box: Missing Parts
Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NON-PROVISIONAL APPLICATION

Sir:

This is filed in response to the Notice to File Missing Parts of Non-Provisional Application mailed April 29, 2002.

1. The Notice stated that the basic filing fee and additional claims fee is missing. A check is enclosed in the amount of \$65.00 which includes:

a) \$65.00 surcharge for late filing fee or declaration.

2. The Notice stated that the Declaration is unsigned.

An executed Declaration/Power of Attorney is enclosed.

3. The Notice stated that a substitute specification is required because the specification did not meet the margin requirements..

Substitute specification with left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4").

4. The Notice stated that substitute drawings are required because the informal drawings do not meet the margin requirements.

A formal drawing with margins of at least 2.5 cm (top), 2.5 cm (left), 1.5 cm (right) and 1.0 cm (bottom) is submitted herewith.

Respectfully submitted,

Date: May 14, 2002

Name: Kathleen M. Williams
Registration No.: 34,380
Customer No.: 27495
Palmer & Dodge LLP
111 Huntington Avenue
Boston, MA 02199-7613
Tel: 617-239-0100



Atty. Docket No.: 25436/1652

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Davis, et al.
Serial No.: 10/021,818
Filed: December 13, 2001
Entitled: "Dimeric Fluorescent Polypeptides"

Examiner: Not Yet Assigned
Group Art Unit: 1651
Conf. No.: 5874

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

I hereby certify that the paper (and any paper or fee referred to as being enclosed) is being deposited with the United States Postal Service using Express Mail to Addressee Service, under 37 C.F.R. Section 1.10, **Express Mail Label No. EV097553971US** on this date, **May 16, 2002**, postage prepaid, in an envelope addressed to Box: Missing Parts, Commissioner for Patents, Washington, D.C. 20231.

Kathleen M. Williams

Name of Person Mailing Paper

Signature of Person Mailing Paper

Box: Missing Parts
Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL LETTER

Enclosed for filing in the above-identified patent application, please find the following documents:

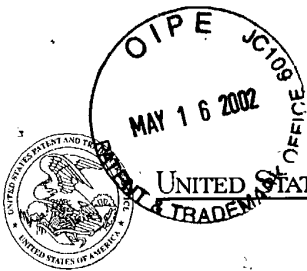
1. Response to Notice to File Missing Parts mailed April 29, 2002;
2. Copy of Notice to File Missing Parts- Part 2;
3. Executed Declaration and Power of Attorney;
4. Substitute specification;
5. Substitute drawings;
6. Check in the amount of \$65.00 for the requisite fee; and
7. Return Post Card.

The Commissioner for Patents is hereby authorized to charge any additional fees or credit any overpayment in the total fees to Deposit Account No. 16-0085, Reference No. 25436/1652. A duplicate of this transmittal letter is enclosed for this purpose.

Respectfully submitted,

Date: May 16, 2002

Name: Kathleen M. Williams
Registration No.: 34,380
Customer No.: 27495
Palmer & Dodge LLP
111 Huntington Avenue
Boston, MA 02199-7613
Tel: 617-239-0100



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D C 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/021,818	12/13/2001	Ronald W. Davis	25436/1652

27495

PALMER & DODGE, LLP
KATHLEEN M. WILLIAMS / STR
111 HUNTINGTON AVENUE
BOSTON, MA 02199

Response due

Statutory period

Palmer & Dodge LLP
Patent Department

CONFIRMATION NO. 5874

FORMALITIES LETTER



OC000000007974444

Date Mailed: 04/29/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

05/20/2002 BABRAHA1 00000123 10021818

FILED UNDER 37 CFR 1.53(b)

01 FC:205

65.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:
 - Papers contain improper margins. *Each sheet must have a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4")*
- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

RECEIVED

MAY 06 2002

PATENT DEPT.
PALMER & DODGE LLP

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

*A copy of this notice **MUST** be returned with the reply.*

Y.G.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE